

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

DANIEL PEREZ-AYALA

Petitioner

v.

UNITED STATES OF AMERICA

Respondent.

Civ. No. 05-1746 (PG)

(Re: Crim. No.00-333 (PG))

Re:	ORDER
Docket # 11 - MAGISTRATE-JUDGE'S REPORT AND RECOMMENDATION	Upon careful review of the Magistrate Judge's Report and Recommendation ("R&R")--to which no objections were filed--the Court hereby APPROVES and ADOPTS the Magistrate Judge's R&R and DENIES IN PART, GRANTS IN PART petitioner's motion (Docket No. 1.) Accordingly, the Court shall correct petitioner's sentence to reflect a supervised release term that does not reflect upward departure. Judgment shall be entered dismissing the case.

Date: March 1, 2006.

S/JUAN M. PEREZ-GIMENEZ
U.S. District Judge